IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.21741 of 2008
GURIYA KHATOON
Versus
THE STATE OF BIHAR
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3. 18.07.08. Heard learned counsels for the petitioner and the State.

The petitioner is apprehending his arrest in connection with Bihar P.S. Case No. 380/07, registered under Sections 302, 120B/34 of the Indian Penal Code and 3 and 4 of Dowry Prohibition Act.

It is submitted on behalf of the petitioner is that on perusal of the allegation made in the First Information Report, it would appear that there is no specific allegation against this petitioner, who is married Nanad of the deceased. It is further submitted that the allegation for demand for opening a shop by the petitioner's family. It is further submitted that during investigation, nothing incriminating material has been found against the petitioner, who is a married Nanad of the deceased residing separately at the distant place. Hence the father of deceased is only trying to harass the petitioner.

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Learned A.P.P. appearing on behalf of the State has stated that on perusal of the case diary could not bring any incriminating material against the petitioner suggesting her complicity in the alleged crime.

Considering the above submissions and on perusal of the allegation levelled in the complaint petition as well as averments made in the petition, it is directed that in the event of arrest or surrender within a four weeks from today, the petitioner, namely; Guriya Khatoon, shall be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Nalanda at Biharsharif, in connection with Bihar P.S. Case No. 380/07, subject to the conditions as laid down under Sub Section 2 of Section 438 of Code of Criminal Procedure.

M.Pal. **(Shailesh Kumar Sinha,J)**